

**Minutes of the
REGULAR MEETING
CITY COUNCIL
August 5, 2010**

ROLL CALL:

MR. M. MCGRATH, MR. BODNAR, MR. DUNNE , MR. ZALEWSKI, MR. GALUSKI, MR. BROWN, MR. LOPORTO and PRESIDENT CAMPANA

ABSENT: MR. K. MCGRATH,

Call to Order: 7:00 p.m.

LOCAL LAW #2

**LOCAL LAW NO. 2 (INTRO #2 FOR 2010) AMENDING SECTION 285-49 OF
CHAPTER 285 OF THE CITY CODE OF ORDINANCES**

BE IT ENACTED, by the City Council of the City of Troy, as follows:

SECTION 1: Section 285-49 of Chapter 285 of the City Code of Ordinances entitled “Zoning”, as it relates to Oakwood Cemetery, is amended to provide and read as follows with new matter underlined.

§ 285-49 Zoning Map

A. The locations and boundaries of the zoning districts hereby established are shown on a map entitled "Zoning Map of the City of Troy, New York, Dated the 7th Day of October, 1988" as amended effective

. This zoning map and all notations, references, and other information shown thereon accompanies this chapter as Appendix D **Editor's Note:**
On file in the City Clerk's office. .

B. The City Council shall cause to be delineated on the Zoning Map by the Department of Planning and Community Development all amendments to the district boundaries which are authorized by ordinance, immediately upon the effective date of such ordinance. The title and date of the ordinance are to be stated in the ordinance.

SEE PAGE "1" AND AMENDED ZONING MAP

Local Law ADOPTED by the following vote:

AYES: 8

NOES: 0

ABSTAIN: 0

Troy City Clerk
Sent to the Mayor 8-06-10
Received from the Mayor 8-9-10
City Clerk _____

Executive Action
Approved X Date 8-6-10
Veto Not Endorsed _____
Mayor _____

ORD.#1

**ORDINANCE AUTHORIZING AND DIRECTING SALE BY
THE PRIVATE SALE METHOD OF CITY-OWNED REAL PROPERTY**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. Pursuant to Section 83-8 of the Troy Code, the Bureau of surplus Property accepted bids at private sale on the hereinafter described property described as a vacant parcel located at 222 Hill Street and identified as Tax Map SBL No. 112.22-1-19

Section 2. The Mayor is hereby authorized and directed to sell and convey the hereinafter described real property to the following named purchaser for the sum below indicated which is hereby determined to be a fair price for the same without the necessity of competitive bidding and upon the terms and conditions set forth below.

Section 3. The Mayor is hereby empowered to execute and deliver to the said bidder or bidders a quit claim deed conveying said premises hereinafter described, but said conveyance is to be made expressly subject to the conditions hereinafter set forth.

Section 4. The purchaser, purchase price and terms and conditions of sale are as follows:

PURCHASER: Nadine Medina
PURCHASE PRICE: \$1,000.00

TERMS AND CONDITIONS: Vacant lot located at 222 Hill Street and identified as Tax Map SBL No. 112.22-1-19

- A. Purchaser shall be liable for and pay all closing costs related to this sale including, but not limited to: filing fees, deed stamps, survey, title report, environmental reports & cleanup and attorneys fees.

Section 5. This Ordinance shall take effect immediately. Approved as to form, July 8, 2010

Ordinance ADOPTED by the following vote:

AYES: 8

NOES: 0

ABSTAIN: 0

Troy City Clerk

Executive Action

Sent to the Mayor 8-06-10

Approved X Date 8-6-10

Received from the Mayor 8-9-10

Veto Not Endorsed

City Clerk

Mayor

RES. #1

WITHDRAWN

**RESOLUTION APPOINTING COMMISSIONERS OF DEEDS FOR THE CITY OF
TROY**

BE IT RESOLVED, that the City Council hereby appoints the following persons, as identified in Schedule "A", attached hereto and made a part hereof, Commissioners of Deeds for the City of Troy for the terms identified in Schedule "A".

Resolution ~~WITHDRAWN~~ the night of the Meeting

RES # 2

**RESOLUTION IN SUPPORT OF THE RESEARCH OF ALCOHOL
DETECTION SYSTEMS FOR STOPPING ALCOHOL-RELATED
FATALITIES EVERYWHERE (ROADS SAFE) ACT OF 2010 AS
PROPOSED BY S.3039**

WHEREAS, alcohol-impaired driving fatalities represent approximately 1/3 of all highway fatalities in the United States in a given year; and

WHEREAS, in 2008, there were 11,773 nation wide alcohol-impaired driving fatalities; and

WHEREAS, in the Capital Region there have been 168 people killed by drunk drivers between 2004 and 2008; and

WHEREAS, an estimated 9,000 road traffic deaths could be prevented every year if alcohol detection technologies were more widely used to prevent alcohol-impaired drivers from operating their vehicles; and

WHEREAS, the National Highway Traffic Safety Administration has partnered with automobile manufacturers to develop alcohol detection technologies that could be installed in vehicles to prevent drunk driving; and

WHEREAS, United States Senator Charles E. Schumer is co-sponsoring

The Research of Alcohol Detection Systems for Stopping Alcohol-related Fatalities Everywhere (ROADS SAFE) Act, which will authorize \$12 million in annual funding for five years for the National Highway Traffic Safety Administration's (NHTSA) Driver Alcohol Detection System for Safety (DADSS) program to develop in-vehicle technology to prevent intoxicated people from ever turning on a motor vehicle.

NOW, THEREFORE, BE IT RESOLVED, that the Troy City Council and the citizens of the City of Troy express their support for The Research of Alcohol Detection Systems for Stopping Alcohol-related Fatalities Everywhere (Roads Safe) Act S.3039 and calls upon federal legislators to work toward its immediate enactment; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be transmitted to United States Senators Charles Schumer and Kirsten Gillibrand and United States Representative Paul Tonko from the 21st Congressional District of New York.

Resolution ADOPTED by the following vote:

AYES: 8

NOES: 0

ABSTAIN: 0

Troy City Clerk

Sent to the Mayor 8-06-10

Received from the Mayor 8-9-10

City Clerk _____

Executive Action

Approved X Date 8-6-10

Veto Not Endorsed _____

Mayor _____

RES #3

RESOLUTION DETERMINING A NEGATIVE DECLARATION PURSUANT TO ARTICLE 8 OF THE STATE ENVIRONMENTAL QUALITY REVIEW ACT OF THE ENVIRONMENTAL CONSERVATION LAW RELATING TO THE REZONING OF A PARCEL OF LAND ON OAKWOOD AVENUE FROM CONSERVATIVE TO PLANNED DEVELOPMENT

WHEREAS, pursuant to Article 8, Part 617 (State Environmental Quality Review Act – SEQRA) of the Environmental Conservation Law, the Troy City Council as the Lead Agency, has made the determination that the proposed action, the rezoning of approximately 50 acres of vacant land, on Oakwood Ave., from Conservation to Planned Development for the construction of residential units, is a Type I Action, and has hereby evaluated the proposed action and makes the following determinations:

1. That the action does not include the potential for at least one significant adverse environmental impact that cannot be mitigated,

2. That sufficient information has been provided with the submitted Long Environmental Assessment Form (EAF) and supporting documentation to conclude that an Environmental Impact Statement (EIS) is not required for the proposed action,
3. That the EAF and supporting documentation have been evaluated per 617.7 of SEQRA, and
4. That no adverse impacts or concerns have been identified by any interested or involved agencies.

NOW THEREFORE BE IT RESOLVED, that the Troy City Council hereby determines that no significant impacts will occur as a result of this proposal and hereby issues a Negative Declaration.

Resolution ADOPTED by the following vote:

AYES: 8

NOES: 0

ABSTAIN: 0

Troy City Clerk

Sent to the Mayor 8-06-10

Received from the Mayor _____

City Clerk _____

Executive Action

Approved X Date 8-6-10

Veto Not Endorsed _____

Mayor _____

Adjourned: 8:52 p.m.